

No. 16-1291

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

FILED
Jul 15, 2016
DEBORAH S. HUNT, Clerk

NATIONAL LABOR RELATIONS BOARD,)

Petitioner,)

v.)

SEVEN ONE SEVEN PARKING SERVICES OF)
MICHIGAN, INC., dba Hospital Parking)
Management,)

Respondent.)

A M E N D E D J U D G M E N T

Before: KEITH, GIBBONS, and DONALD, Circuit Judges.

The National Labor Relations Board (“the Board”) applies for summary enforcement of its January 21, 2016 decision in Case No. 07-CA-133170 finding that respondent, Seven One Seven Parking Services of Michigan (“Seven One”) violated federal labor law. The Board also ordered Seven One to take certain remedial actions set forth in its order. Respondent has not responded to the application.

The Local 283, International Brotherhood of Teamsters (IBT) (“the Union”) filed a charge and amended charge alleging that Seven One violated Sections 8(a)(5) and (1) of the National Labor Relations Act. Seven One and the Union entered into an informal settlement agreement, approved by the Regional Director for Region 7, under which the Regional Director was authorized to file a complaint if Seven One failed to comply with its terms. The Regional Director filed a complaint based on Seven One’s breach of the settlement agreement’s terms, and the General Counsel moved for default judgment. The proceeding was transferred to the Board,

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which ordered Seven One to show cause why a default judgment should not issue. Seven One did not respond, and the Board issued its decision and order granting the motion for default judgment and ordering Seven to take certain remedial actions.

The Board now applies for summary enforcement of its January 21, 2016 decision, pursuant to 29 U.S.C. § 160(e). Section 160(e) provides that “[n]o objection that has not been urged before the Board, its member, agent, or agency, shall be considered by the court, unless the failure or neglect to urge such objection shall be excused because of extraordinary circumstances.” Seven One’s failure to file objections precludes this court from considering any objections to the Board’s order absent extraordinary circumstances. *NLRB v. Innkeepers of Ohio, Inc.*, 596 F.2d 177, 178 (6th Cir. 1979); *see also NLRB v. Wilbur*, No. 11-1632, 2011 WL 7648410, at *1 (6th Cir. 2011); *NLRB v. Mays-Printing Co.*, 452 F. App’x 593, 593 (6th Cir. 2009).

The application for summary enforcement is **GRANTED**. It is **ORDERED** and **ADJUDGED** that the Board’s January 21, 2016 decision and order in Case No. 07-CA-133170 is hereby enforced. Seven One, its officers, agents, successors, and assigns shall abide by and perform the directions of the Board set forth in the order. (*See* Attached Order and Appendix).

The mandate shall issue forthwith.

ENTERED BY ORDER OF THE COURT



Deborah S. Hunt, Clerk